## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROY LANGBORD, DAVID LANGBORD, and	:
JOAN LANGBORD,	:
Plaintiffs,	: : :
<b>v.</b>	: Civil Action No. 06-5315
UNITED STATES DEPARTMENT OF THE TREASURY; UNITED STATES BUREAU OF THE MINT; HENRY M. PAULSON, JR., Secretary of the United States Department of the Treasury; STEPHEN LARSON, Acting General Counsel of the United States Department of the Treasury; EDMUND C. MOY, Director of the United States Mint; DANIEL P. SHAVER, Chief Counsel, United States Mint; DAVID A. LEBRYK, Deputy Director of the United States Mint; and the UNITED STATES OF AMERICA,  Defendants.	: : : : : : : : : : : : : : : : : : :
ORDER	
<b>AND NOW</b> , this date of, 2007, upo	on consideration of Defendants'
Motion to Dismiss, or in the Alternative, for Summary Judgment, and the response filed thereto,	
it is <b>ORDERED</b> that the motion is <b>GRANTED</b> . It is <b>FURTHER ORDERED</b> that plaintiffs'	
claims against the defendants are <b>DISMISSED</b> , with prejudice, for the reasons stated in	
defendants' brief, which is incorporated herein by reference.	
BY THE COURT:	

HONORABLE LEGROME D. DAVIS Judge, United States District Court

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ROY LANGBORD, DAVID LANGBORD, and : JOAN LANGBORD, :

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Plaintiffs,

:

v. : Civil Action No. 06-5315

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UNITED STATES DEPARTMENT OF THE TREASURY; UNITED STATES BUREAU OF THE MINT; HENRY M. PAULSON, JR., Secretary of the United States Department of the Treasury; STEPHEN LARSON, Acting General Counsel of the United States Department of the Treasury; EDMUND C. MOY, Director of the

United States Mint; DANIEL P. SHAVER, Chief
Counsel, United States Mint; DAVID A. LEBRYK,
Deputy Director of the United States Mint; and
the UNITED STATES OF AMERICA,

:

Defendants. :

## DEFENDANTS' MOTION TO DISMISS, OR IN THE ALTERNATIVE, FOR SUMMARY JUDGMENT

Defendants, United States Department of the Treasury, United States Bureau of the Mint, Henry M. Paulson, Jr., Secretary of the United States Department of the Treasury, Stephen Larson, Acting General Counsel of the United States Department of the Treasury, Edmund C. Moy, Director of the United States Mint, Daniel P. Shaver, Chief Counsel, United States Mint, David A. Lebryk, Deputy Director of the United States Mint; and United States of America, by their undersigned counsel, United States Attorney Patrick L. Meehan, Assistant United States Attorneys Joel M. Sweet and Jacqueline Romero, respectfully move the Court to dismiss plaintiff's claims against the United States, pursuant to Federal Rule of Civil Procedure 12(b)(6),

or in the alternative Rule 56, for the reasons set forth in the legal memorandum accompanying this motion.

Respectfully,

PATRICK L. MEEHAN United States Attorney

VIRGINIA A. GIBSON
Assistant United States Attorney
Chief, Civil Division

JOEL M. SWEET Assistant United States Attorney

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For All Defendants

## Of Counsel:

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March 9, 2007